

Application No.: 10/675,234

13

Docket No.: 324212003600

REMARKS

Claims 1, 3, 5-23 and 47-101 are pending in the present application. Claims 55-96 and 98 have been withdrawn from consideration. By virtue of this response, claims 2, 4, and 24-46 are cancelled, claims 8, and 47-54 are amended, and no new claims are added. Accordingly, claims 1, 3, 5-23, 47-54, 97, and 99-101 are currently under consideration. Amendment and cancellation of certain claims is not to be construed as a dedication to the public of any of the subject matter of the claims as previously presented. In particular, amendment to claims 8 and 47-54 is not an admission that Applicants are not entitled to apparatus claims of appropriate scope. No new matter has been added.

Claim Objections

Claims 8 and 31 are objected to because of the following informalities: it appears that "said document is a product" should read as --said document is a product page--.

Claim 8 was amended and claim 31 was cancelled.

Rejections under 35 USC § 112

Claims 47-54 are rejected under 35 USC § 112, second paragraph, as allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Applicants have amended claims 47-54 to be Beauregard claims. Such amendments should not be construed as an admission that Applicants agree that such claims are not in compliance with the requirements of 35 USC § 112. Instead, Applicants have chosen to pursue Beauregard claims in claims 47-54 instead of claims 24-46 for procedural reasons in this after-final response, as the Examiner has kindly indicated that claims 47-54 would be allowable if rewritten as Beauregard claims. Applicants respectfully request withdrawal of the rejection against claims 47-54.

pa-1051364

Application No.: 10/675,234

14

Docket No.: 324212003600

Rejections under 35 USC § 101

Claims 47, 48, and 50-54 are rejected under 35 USC § 101 because the claimed invention is allegedly directed to non-statutory subject matter.

Applicants have amended claims 47-54 to be Beauregard claims. Such amendments should not be construed as an admission that Applicants are not entitled to apparatus claims of such scope. Instead, Applicants have chosen to pursue Beauregard claims as claims 47-54 instead of claims 24-46 for procedural reasons in this after-final response, as the Examiner has kindly indicated that claims 47-54 would be allowable if rewritten as Beauregard claims. Applicants respectfully request withdrawal of the rejection against claims 47-54.

Rejections under 35 USC § 103

Claims 24, 25, and 28-46 are rejected under 35 USC § 103(a) as allegedly being unpatentable over Graham (WO 99/41694 A1) in view of Barrett et al. (US 2003/0135490 A1).

Claims 24, 25, 28-46 are cancelled. Such cancellation should not be construed as an admission that Applicants are not entitled to claims of such scope. Instead, Applicants have elected to cancel these claims for procedural reasons related to after-final response practice.

pa-1051364

Application No.: 10/675,234

15

Docket No.: 324212003600

CONCLUSION

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 324212003600. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: April 25, 2006

Respectfully submitted,

By 
Michael S. Garabrant
Registration No.: 51,230
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, California 94105
(415) 268-6824

PA-1051364